

MINUTES OF THE
MAG MANAGEMENT COMMITTEE MEETING
November 21, 2001
MAG Office Building - Saguaro Room
Phoenix, Arizona

MEMBERS ATTENDING

Lloyd Harrell, Chandler, Chairman
Scott Schrader, Avondale
*Joe Blanton, Buckeye
Jon Pearson, Carefree
Usama Abujbarah, Cave Creek
*Stuart Brackney, El Mirage
*Paul Nordin, Fountain Hills
*Shane Dille, Gila Bend
Urban Giff, Gila River Indian Community
Tami Ryall for George Pettit, Gilbert
Martin Vanacour, Glendale
Stephen Cleveland, Goodyear
Tom Morales, Guadalupe
*Horatio Skeete, Litchfield Park
Mike Hutchinson, Mesa
Tom Martinsen, Paradise Valley

Prisila Ferreira for Terry Ellis, Peoria
Frank Fairbanks, Phoenix
Cynthia Seelhammer, Queen Creek
Jacob Moore for David Easchief, Salt River
Pima-Maricopa Indian Community
Jan Dolan, Scottsdale
Sintra Hoffman for Bill Pupo, Surprise
Shannon Wilhelmsen for Will Manley, Tempe
*Ralph Velez, Tolleson
*Fred Carpenter, Wickenburg
*Petra Mendez, Youngtown
MaryLynn Tischer for Victor Mendez, ADOT
Tom Buick for David Smith,
Maricopa County
Ken Driggs, RPTA
+Curtis Shook, Apache Junction

*Those members neither present nor represented by proxy.

+ Non-voting

1. Call to Order

The meeting was called to order by Chairman Lloyd Harrell, Chandler, at 12:10 p.m.

2. Pledge of Allegiance

Chairman Harrell stated that transit tickets were available following the meeting from the RPTA.

3. Approval of October 17, 2001 Meeting Minutes

Chairman Harrell asked if there were any changes to the minutes. Hearing none, he asked for a motion to approve.

Martin Vanacour moved to approve the minutes of the October 17, 2001 Management Committee meeting. Prisila Ferreira seconded and the motion carried unanimously.

4. Call to the Audience

Chairman Harrell stated that a timer was available to assist the public with their presentations. He noted that public comments have a three minute time limit. Chairman Harrell stated that for members of the audience who wish to speak, cards are available from the staff who will bring

it to the Chairman. Public comment is provided at the beginning of the meeting for non-agenda items. Public comments are limited to three minutes.

Chairman Harrell recognized public comment from Blue Crowley, who stated that he would miss Chairman Harrell. Mr. Crowley stated that the comment cards should read, "non-action," instead of "non-agenda," because that is the only opportunity he has to comment on agenda items not designated for action. Mr. Crowley stated that TEA-21 states that citizen input should be received on all parts, and agenda item #16, is a part. Mr. Crowley stated that the street sweepers should be vacuums. For agenda item #10, Mr. Crowley stated that input received at MAG meetings should be reflected in the public input opportunity report. for agenda item #15, Mr. Crowley stated that he did not want only MAG members as representatives for transportation. He stated that Regional Council members are not elected to make regional transportation decisions. Mr. Crowley stated that an elected body is needed, as the Vision 21 Task Force recommends. Chairman Harrell thanked Mr. Crowley for his comments.

5. Executive Director's Report

James M. Bourey stated that the Governor's Transportation Vision 21 Task Force met on November 13, 2001 to finalize their recommendations. He stated that the Task Force voted for setting up an elected regional authority for regional land use and transportation responsibilities. Mr. Bourey stated that their next meeting is scheduled for December 13, 2001. Mr. Bourey stated that a letter was drafted in response to the Task Force's request for comments from MAG. Ken Driggs expressed RPTA's concern with some blanket statements made by Task Force members that could potentially have huge ramifications. Mr. Bourey stated that one concern of the Task Force is that individual city taxes are not going for regional facilities. He added that MAG feels that the light rail system is a regional system, and portions of the funding are being provided by cities.

Mr. Bourey stated that a Contingency Planning Forum was held on Friday, October 16, 2001. He stated that a presentation was given by the State Department of Health Services on bio-terrorism. Mr. Bourey stated that another forum is planned and will include discussion of items such as public communications, an evacuation plan, and water protection.

Mr. Bourey stated that MAG has been asked to showcase the videoconferencing system at the 2002 PTI Annual Conference, April 11 to 13, 2002 in Paradise Valley. He noted that information on the conference was at each place.

Mr. Bourey stated that a response to public input memo was at each place. The report was put together at the request of Stephen Cleveland to provide an update on responses to public comments made on various MAG projects. Chairman Harrell thanked Mr. Bourey for his report and asked if there were any questions. Mr. Cleveland stated that he would like the report provided to the citizens who had commented.

6. Approval of Consent Agenda

Chairman Harrell stated that public comment is provided at the beginning of the meeting for action items on consent. Each speaker is provided with a total of three minutes to comment on the consent agenda. He stated that any member of the Committee may request that an item be removed from the consent agenda and considered individually.

Chairman Harrell stated that Mr. Crowley had turned in a public comment card, but was not present.

Chairman Harrell asked members if there were any requests to hear a consent item individually. Hearing none, Chairman Harrell requested a motion to approve consent agenda items #7, #8, #9, #10, and #11. Tom Martinsen moved, Stephen Cleveland seconded, and the motion carried unanimously.

7. Proposed 2001 Revisions to MAG Standard Specifications and Details for Public Works Construction

The MAG Standard Specifications and Details for Public Works Construction, represent the best professional thinking of representatives of several Public Works Departments and are reviewed and refined by members of the construction industry. They were written to fulfill the need for uniform rules governing public works construction performed for Maricopa County and the various cities and public agencies in the county. It further fulfills the need for adequate standards by the smaller communities and agencies who could not afford to promulgate such standards for themselves. The MAG Standard Specifications and Details Committee has completed its review of proposed 2001 revisions to the MAG Publication. Similar to last year, a summary of these recommendations was sent, on October 10, 2001, to members of the MAG Management Committee and to MAG Public Works Directors for review for a period of one month. No objections to any of the proposed revisions have been suggested within the month review time frame and the proposed revisions are now regarded as approved and formal changes to the printed and electronic copies have begun. It is anticipated that the annual update packet will be available for purchase in early January, 2002.

8. Amendment to the FY 2002-2006 MAG Transportation Improvement Program

The Management Committee, by consent, recommended approval of an amendment to the FY 2002-2006 MAG Transportation Improvement Program. On July 25, 2001, the Regional Council approved the FY 2002-2006 MAG Transportation Improvement Program (TIP). Since that time, several projects have been identified that need to be added or changed: (1) add a Phoenix/ADOT Federally funded project that will increase the number of left turn lanes to Thunderbird Drive at I-10; (2) change the description of the Apache Junction CMAQ funded dirt road paving project; (3) add two Maricopa County Federal safety funded projects on the Loop 303; and (4) combine three Maricopa County CMAQ funded ITS projects into one; Further details are provided in the table shown as Attachment Number One. At their November 6, 2001 meeting, the Transportation Review Committee (TRC) unanimously recommended approval of the amendment.

9. Amendment to Add Airport Road from I-10 to Osborn Wash to the MAG FY 2002-2006 Transportation Improvement Program

The Management Committee, by consent, recommended approval of the Amendment to Add Airport Road from I-10 to Osborn Wash to the MAG FY 2002-2006 Transportation Improvement Program. On November 6, 2001, the Transportation Review Committee (TRC) recommended adding the Buckeye project, Airport Road from I-10 to Osborn Wash, to the MAG FY 2002-2006 Transportation Improvement Program (TIP). Since this road is regionally significant and is not in the current TIP, an air quality regional emissions analysis has been conducted and is going through the air quality consultation process. To better understand projects

of this scope, the MAG Regional Governance Task Force has suggested that the overall nature of projects of this type throughout the region be discussed when an individual element such as a TIP amendment is being considered. The Airport Road Traffic Interchange at I-10 has already been approved by MAG, as has the amendment to the 208 Water Quality Management Plan for this project.

10. Conformity Consultation

The proposed amendment to the FY 2002-2006 MAG Transportation Improvement Program (TIP) includes a request from the Town of Buckeye to add a new 2.5 mile arterial roadway, Whitestone Boulevard. The project provides for phased construction of a 4-lane facility from Interstate 10 north along the Airport Road (211th Avenue) alignment. The estimated cost of the privately-funded roadway is \$2,969,200. The project has been determined to be regionally significant. A regional emissions analysis was required. The results of the regional emissions analysis on the proposed new project included in the Long Range Transportation Plan 2001 Update and TIP, meet the transportation conformity requirements for carbon monoxide, ozone, and particulate matter. In addition, the amendment includes a request to add a joint City of Phoenix/Arizona Department of Transportation federal aid project to increase the number of left turn lanes at Thunderbird Road and Interstate 17, to change the description of an City of Apache Junction dirt road paving project, and to combine three Maricopa County federally funded Intelligent Transportation System projects into one project. The amendment is required to revise these federal aid projects. A conformity determination is not required for these projects. The amendment also includes a request to add two Maricopa County federal safety projects on Loop 303. These projects may be considered exempt under the federal transportation conformity rule.

11. Approval of Recommendations for Social Services Block Grant Fund Recommendations, SFY 2001-2002

The Management Committee, by consent, recommended approval of the priority needs, services and funding recommendations for SFY 2001-2002 to be forwarded to the Arizona Department of Economic Security for advertisement and contracting. Under a planning contract with the Arizona Department of Economic Security (DES), the MAG Human Services Planning program annually researches and solicits input on human services needs in the MAG region. The needs are prioritized and stated as problems. The MAG Human Services Coordinating Committee identifies which services should be directed to the problems, and they recommend targeting \$4.142 million of the State's Social Services Block Grant (SSBG) funds for the identified services. These recommendations reflect a funding reduction to our region of approximately \$1.2 million since 1990. Services funded by the Social Services Block Grant include assistance to the most vulnerable people in our region, including our very low income children and families, elderly people, victims of domestic violence, homeless people and those with disabilities. Over the past three years, the State of Arizona has endeavored to offset the tremendously negative effects of these reductions by replacing some of the reduced SSBG funds with federal Temporary Assistance to Needy Families (TANF). This past legislative session, \$1,038,900 TANF funds were directed to the Councils of Governments for both FY2002 and FY2003 to help offset past reductions to locally planned SSBG services. The MAG portion was \$609,653. After this replacement ends in FY2003, it is uncertain how these services will be maintained at their current levels. Additionally, \$500,000 of these funds for FY2003 are in jeopardy in the proposed DES Budget Reduction Plan.

12. Requested Changes for the MAG Regional Freeway Program

Eric Anderson gave a presentation on two requested changes to the MAG Regional Freeway Program. ADOT requested that \$16.868 million in FY 2002 funding be transferred from the South Mountain Corridor to the Gilbert to Williams Field segment of the Santan Corridor. This transfer would allow for additional right-of-way purchases in the Santan Corridor which should result in program savings. Mr. Anderson stated that since the EIS for the South Mountain Corridor will not be completed until mid-2004, right of way money allocated to the South Mountain Corridor is not needed at this time. Mr. Anderson stated that \$5 million in 2003 and \$11.868 million in 2004 would be returned to the South Mountain project. He added that the changes will not negatively impact the financial plan for the MAG Regional Freeway Program and could benefit the program by avoiding future land value increases. Mr. Anderson explained that since this is a change in fiscal years, it is considered a material change and must have Regional Council concurrence.

Mr. Anderson stated that the Town of Gilbert requested that the Santan Freeway at the junction with the Southern Pacific railroad tracks at Rittenhouse Road pass under the tracks. The original design for this segment has the freeway going over the tracks. Mr. Anderson noted Gilbert's concern with the neighborhood impacts at this location since the freeway structure would be significantly elevated to provide sufficient clearance, which could be up to 40 feet. Mr. Anderson stated that Parsons Brinckerhoff estimated that the project would cost an extra \$2 million, and the consultant for ADOT, DMJM, estimated that the additional cost would be \$4 to \$5 million. Mr. Anderson stated that there is a broad range of cost estimates because design is only in the conceptual stage. He added that Gilbert is willing to contribute up to \$2 million for the project. Mr. Anderson stated that there is sufficient cash flow to accommodate this project. He added that if the project cost reaches \$4-5 million, the freeway program would be responsible for the additional cost. Mr. Anderson explained that since this is a change in the vertical profile of the freeway, it is considered a material change and must have Regional Council concurrence.

Chairman Harrell thanked Mr. Anderson for his presentation, and asked if there were any questions. Hearing none, he stated that the requested action was to recommend approval of the requested changes to transfer \$16.868 million from the South Mountain Corridor to the Santan Corridor in 2002, with the funds returned to the South Mountain Corridor in 2003 and 2004, and to change the profile of the Santan Freeway to go underneath the Southern Pacific Railroad crossing at Rittenhouse Road.

Cynthia Seelhammer moved to recommend approval of the requested changes to transfer \$16.868 million from the South Mountain Corridor to the Santan Corridor in 2002, with the funds returned to the South Mountain Corridor in 2003 and 2004, and to change the profile of the Santan Freeway to go underneath the Southern Pacific Railroad crossing at Rittenhouse Road. Mary Lynn Tischer seconded, and the motion carried unanimously.

13. MAG PM-10 Efficient Street Sweeper Study

Doug Collins gave a presentation on the study performed on PM-10 efficient street sweepers. Mr. Collins stated that in the Revised MAG 1999 Serious Area Particulate Plan for PM-10 for the Maricopa County Nonattainment Area, MAG committed to conduct a study on the applicability of the PM-10 efficient street sweepers certified by the South Coast Air Quality

Management District in the Maricopa County nonattainment area. He noted that these sweepers are designed to reduce reentrained dust on paved roads. Mr. Collins stated that several MAG member agencies committed to review the results of the study and then determine if the PM-10 efficient street sweepers were economically and technologically feasible for use in their respective jurisdictions, primarily to replace older equipment. The overall objectives of the study were to: Collect information on the operational characteristics of certified and noncertified street sweepers; collect information on the current use of certified street sweepers in PM-10 nonattainment areas; and summarize the information collected in the study. Mr. Collins stated that the study gathered information from sweeper manufacturers and California agencies using certified sweepers. A survey of 14 local jurisdictions was conducted to compare data on their use of certified and non-certified sweepers. Mr. Collins stated that the report collected information on sweeper availability, selection, and cost; and certified sweeper operations and maintenance. Chairman Harrell thanked Mr. Collins for his report and asked if there were any questions.

Mr. Martinsen asked how many street sweepers had been provided to member agencies throughout the program? Mr. Collins stated that 21 were purchased last year and seven this year. Mr. Martinsen asked how long the program would continue? Mr. Collins replied that funding for the program was included in the approved 2006 TIP, and there are additional funding opportunities included the 2007 TIP, which has not yet been approved.

Mr. Cleveland moved to recommend approval of the MAG PM-10 Efficient Street Sweeper Study. Mr. Vanacour seconded, and the motion carried unanimously.

14. Status Update on the June 30, 2000 Single Audit and Management Letter Comments, MAG's Comprehensive Annual Financial Report (CAFR) and OMB Circular A-133 Reports (i.e., "Single Audit") for the Fiscal Year Ended June 30, 2001

Becky Kimbrough gave a presentation on the Status Update on the June 30, 2000 Single Audit and Management Letter Comments, MAG's Comprehensive Annual Financial Report and OMB Circular A-133 Reports (i.e., "Single Audit") for the Fiscal Year Ended June 30, 2001. Ms. Kimbrough stated that the public accounting firm of Deloitte & Touche LLP completed field work on September 7, 2001 on the audit of MAG's Comprehensive Annual Financial Report (CAFR) and Single Audit for the fiscal year ended June 30, 2001. She stated that an unqualified audit opinion was issued. The independent auditors' report on compliance with the requirements applicable to major federal award programs, expressed an unqualified opinion on the Single Audit. Ms. Kimbrough stated that the Single Audit report indicated there were no reportable conditions in MAG's internal control over financial reporting considered to be material weaknesses, no instances of noncompliance considered to be material and no questioned costs. The Single Audit report had no new or repeat findings. Mr. Kimbrough noted that no new or repeat Management Letter comments were issued for the fiscal year ended June 30, 2001. Chairman Harrell thanked Ms. Kimbrough for her presentation and asked if there were any questions. Hearing none, he asked for a motion.

Mr. Vanacour moved to recommend acceptance of the MAG Comprehensive Annual Financial Report and Single Audit Report for the year ended June 30, 2001. Ms. Ferreira seconded, and the motion carried unanimously.

15. MAG Governance Task Force Recommendations

Mr. Bourey reviewed the recommendations made by the Governance Task Force. He stated that major issues were identified at the beginning of the committee's charge, and include: The issue of accountability of the Regional Council; issue of parochialism in making regional decisions; issue of clear identity and public understanding of MAG; need for additional connection of local governments' land use decisions to the availability of adequate regional public facilities; need for integration of all modes of transportation with funding, planning and operations; and the need for improved and complete communication on issues which cross jurisdictional boundaries.

Mr. Bourey stated that the Task Force finalized their recommendations on November 1, 2001. The membership recommendations include: Regional Council membership does not change; Hold annual town hall; Expand business representation and other stakeholders on MAG technical and policy committees; Delegate more responsibility to expanded Executive Committee; Expand the membership and responsibility of the Regional Council Transportation Subcommittee with actions ratified by Executive Committee and/or Regional Council.

Mr. Bourey stated that the Land Use Integration recommendations include: Establish a MAG Land Use Advisory Committee; Develop principles of regional compatibility; Set levels of service standards for adequate regional public facilities; Review and evaluate the impact of proposed development on the regional facilities for transportation, open space, wastewater and water, prior to the jurisdiction taking action on the development; Provide a report on the evaluation to the jurisdiction considering the development; Report on the status of the MAG analysis on the adequacy of regional facilities when considering amendments to the MAG 208 Water Quality Management Plan and when considering approval of the MAG Transportation Improvement Program and Long Range Transportation Plan.

Mr. Bourey stated that Transit Integration recommendations include: Establish a MAG Transit Advisory Committee; Enhance MAG's role in developing a regional transportation system plan. Defer a decision on regional transit operating agency until regional transit funding proposal is prepared.

Mr. Bourey stated that the Geographic Extent of the Region recommendation includes extending voting participation to local governments in contiguous urbanized area.

Mr. Bourey noted that action on the MAG name change was deferred while the recommendations were being developed. He stated that the Task Force will consider name change options at their meeting on November 29, 2001.

Mr. Bourey stated that the recommendations will be discussed at the Management Committee retreat on November 30, 2001, the Regional Council meeting on December 12, 2001, the Regional Council retreat on January 11, 2002, and for potential action at the Regional Council meeting on January 30, 2002. Chairman Harrell thanked Mr. Bourey for his update and asked if there were any questions.

Ken Driggs requested that the role of RPTA be discussed at the Management Committee and Regional Council retreats. He stated that there was very pro-transit feeling expressed at the RPTA Board retreat. Mr. Driggs stated his agreement that MAG's enhanced role needs to be determined to bring together transit and transportation, but RPTA still needs to be an integral player. Frank Fairbanks stated his agreement to discuss RPTA's role at the retreat.

Mr. Cleveland stated that the Governor's Task Force seems to be taking advantage of the work done by the MAG Governance Task Force, especially on regional impacts and land use/transportation integration. He added that members need to know about the report the Vision 21 Task Force put out and the staff response letter. Mr. Cleveland encouraged members to examine the governance material to see how MAG will adapt to the ever-changing political arena. He added that what is being brought forward is significant change. Mr. Cleveland stated that the changes need to be balanced and implemented in phases. He commented that structures need to be put together that will provide confidence and support. Chairman Harrell noted that the report could be provided prior to the retreat.

Jan Dolan stated that the recommendations could change, because there is another meeting of the Governance Task Force on November 29, 2001, one day prior to the Management Committee retreat. She stated that there could be changes because Chairman Rimsza was not present at the Governance meeting when the recommendations were finalized. Ms. Dolan stated that more discussion of the recommendations than could take place at the retreat may be needed. Ms. Dolan noted that she did not necessarily agree with all of the recommendations. She encouraged open discussion at the retreat. Mr. Bourey reassured members that although Chairman Rimsza was not at the meeting when the recommendations were finalized, he has read the recommendations and has given his full support.

Mary Lynn Tischer expressed that she hoped that the recommendations to the planning process would remain.

16. Management Committee Retreat

Mr. Bourey handed out copies the draft Management Committee retreat agenda. Items on the agenda included the Governance Task Force Recommendations, Committee Revisions and Reporting Relationships, and Development of FY 2002-2003 Potential Goals. Mr. Bourey mentioned that beginning this year, the development of the Work Program will be a more formalized process, in response to recent suggestions. A luncheon will conclude the retreat. Mr. Bourey asked if there were any questions.

Mr. Hutchinson asked if there would be a facilitator. Mr. Bourey replied that the Chair would lead the discussion, and there would not be an outside facilitator.

Chairman Harrell recognized public comment from Blue Crowley, who stated that he would like a public comment period at the end of the retreat. He mentioned that public comment was not allowed at the RPTA Board retreat. Mr. Crowley stated that 231 miles are supposed to be done. MAG's existence is a part of this equation. Mr. Crowley stated that the State and the County were not present at the RPTA retreat. Being the State is the largest employer, their participation is needed. How will the job get done if the State and County do not participate? Mr. Crowley stated that transportation is not just moving people, but things. He suggested that railroad be considered through the spine of the State, so shipments of goods can be made eastward. He stated that alternatives for revenue, besides gas tax and sales tax, are needed.

Chairman Harrell thanked Mr. Crowley for his comments. He asked members for comments on the draft agenda. Mr. Cleveland suggested including a public comment item to the agenda. Hearing no objections, Chairman Harrell commented that a public comment item could be added to the agenda.

17. Election of Officers

Chairman Harrell stated that both he and Vice Chairman Vanacour would be retiring at the end of the year, leaving the Chairman and Vice Chairman positions vacant in January. Chairman Harrell stated that based on discussion at the recent East Valley Manager's meeting, examination of the election process is needed. Chairman Harrell stated that he had two recommendations for the election. His first recommendation was that it would be helpful for a past chairman to assume the remainder of the term, until June 2002. That way, there would be no learning curve. He noted that current members who are past chairs include Frank Fairbanks, Stephen Cleveland, Ralph Velez, and Fred Carpenter. Chairman Harrell suggested that Mr. Bourey visit with them to determine who would have sufficient time to serve on an interim basis. The decision could be ratified at the retreat, so the Chair would be on board for the monthly meeting in January. Chairman Harrell stated that the second part of his recommendation was that staff could solicit suggestions over the next few months on how the election process could be improved. A formal recommendation on how the process could take place could be brought back to the committee to have in place before the election at the June meeting.

Cynthia Seelhammer moved that a discussion take place with the past chairs to determine their willingness to serve as interim chair and that the results of that discussion be brought back to Management Committee members at their retreat, and that suggested improvements to the election process for selecting the chair and vice chair be brought forward at the January meeting. Chairman Harrell suggested amending the motion to not restrict the time frame to January, but to have them in place just prior to the elections in June. Ms. Seelhammer agreed to the change. Mr. Hutchinson seconded, and the motion carried unanimously. Ms. Seelhammer nominated Terry Ellis as the interim Vice Chair. Mr. Hutchinson seconded. Chairman Harrell noted that the term would be until the annual elections are held in June. The motion carried unanimously.

Chairman Harrell stated that Mr. Crowley had turned in a public comment card, but was not present.

Chairman Harrell stated that Mr. Fairbanks had announcements. Mr. Fairbanks presented Mr. Vanacour with a Resolution of Appreciation for his service to the region. Mr. Fairbanks presented Chairman Harrell with a plaque in acknowledgment of his service as Management Committee Chairman.

There being no further business, the meeting adjourned at 1:15 p.m.

Chairman

Secretary